

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GABRIEL PINEIDA,

Plaintiff,

v.

E. EVANS; CHARLES D. LEE;  
KATHLEEN WALL; CARL  
MILLNER; R. RODRIGUES; LOY  
MEDINA; M. SEPULVEDA,

Defendants.

No. C 12-1171 WHA (PR)

**ORDER GRANTING EXTENSION  
OF TIME; DENYING MOTION FOR  
PRELIMINARY INJUNCTION**

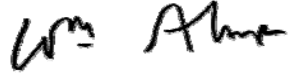
(Docket Nos. 12, 16)

Plaintiff, a California prisoner proceeding pro se, has filed a motion for a preliminary injunction. Prior to granting a preliminary injunction, notice to the adverse party is required. *See* Fed. R. Civ. P. 65(a)(1). Plaintiff has neither notified the defendants of his request nor submitted the required certification of his efforts to do so and why they have failed. *See also* Fed. R. Civ. P. 65(b). Accordingly, the motion for a preliminary injunction is **DENIED** without prejudice. Good cause appearing, defendants' motion for an extension of time, to and including **November 2, 2012**, in which to file a summary judgment motion is **GRANTED**. Plaintiff's opposition to the dispositive motion, if any, shall be filed with the court and served upon defendants no later than twenty-eight days from the date of service of the motion. Defendants

1 **shall** file a reply brief no later than fourteen days after the date of service of the opposition. All  
2 other provisions of the order of service that do not conflict with the present order remain in  
3 effect.

4 **IT IS SO ORDERED.**

5 Dated: September 5, 2012.

6   
7 WILLIAM ALSUP  
8 UNITED STATES DISTRICT JUDGE  
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